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6 **UNITED STATES DISTRICT COURT**  
7 **WESTERN DISTRICT OF WASHINGTON**

8 WILLIAM NELSON,  
9

10 Plaintiff,

11 v.

12 Karen D. Moore,  
13 Snohomish County Superior Court,  
Snohomish County,

Defendants.

NO. 2:24-cv-00856-JHC

**COMPLAINT  
FOR VIOLATION OF THE  
AMERICANS WITH DISABILITIES  
ACT (ADA)**

**JURY TRIAL DEMANDED**

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16 **I. INTRODUCTION**  
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19 1. This is a civil action for declaratory, injunctive, and monetary relief for  
20 violations of the Americans with Disabilities Act (ADA), 42 U.S.C. § 12101 et  
21 seq., and the United States Constitution.  
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## II. JURISDICTION AND VENUE

2. This Court has jurisdiction over this action pursuant to 28 U.S.C. § 1331 (federal question jurisdiction) and 42 U.S.C. § 12188(a) (enforcement of the ADA).
3. Venue is proper in the Western District of Washington pursuant to 28 U.S.C. § 1391(b) because the events giving rise to this action occurred within this district.

## III. PARTIES

4. Plaintiff William Nelson is a resident of [City], Washington, and a qualified individual with a disability as defined by the ADA.
5. Defendant Karen D. Moore is a judge of the Snohomish County Superior Court and is sued in her individual capacity for actions taken outside her judicial capacity.
6. Defendant Snohomish County Superior Court is a court of general jurisdiction located in Snohomish County, Washington.

1 7. Defendant Snohomish County is a political subdivision of the State of  
2 Washington.  
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5 **IV. FACTUAL ALLEGATIONS**  
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8 8. Plaintiff William Nelson has a disability that substantially limits one or more  
9 major life activities, including but not limited to representing himself in legal  
10 matters and understanding court proceedings.  
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12 9. Plaintiff's medical providers have provided letters stating that Plaintiff needs  
13 the appointment of counsel and is unable to represent himself or  
14 understand court proceedings without assistance.  
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16 10. Defendants were made aware of Plaintiff's disability and the medical  
17 providers' recommendations.  
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19 11. Despite this, Defendant Karen D. Moore and the Snohomish County Superior  
20 Court refused to accommodate Plaintiff's disability by denying his request  
21 for the appointment of counsel.  
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- 1 12. Defendant Karen D. Moore's actions were procedural in nature and did not  
2 constitute a ruling on the merits of Plaintiff's cases filed in Snohomish  
3 County Superior Court, thus she is not protected under judicial immunity.  
4
- 5 13. The ADA department of the Snohomish County Superior Court refused to  
6 assist Plaintiff in scheduling time in court to be heard by a judge, claiming  
7 that scheduling a calendar hearing to have oral arguments in court is "legal  
8 advice" and not procedural.  
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- 10 14. Defendants' actions and refusals to accommodate Plaintiff's disability  
11 prevented him from effectively participating in court proceedings, thereby  
12 violating his rights under the ADA and the United States Constitution.  
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## 16 **V. CLAIMS FOR RELIEF**

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### 19 **Count I: Violation of the Americans with Disabilities Act (ADA)**

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- 21 15. Plaintiff incorporates by reference the allegations contained in the preceding  
22 paragraphs as though fully set forth herein.  
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1 16. Defendants' actions constitute discrimination against Plaintiff on the basis of  
2 his disability in violation of the ADA.

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4 17. As a direct and proximate result of Defendants' violations of the ADA,  
5 Plaintiff has suffered, and continues to suffer, damages including but not  
6 limited to emotional distress, pain and suffering, and other damages to be  
7 proven at trial.  
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10 **Count II: Violation of the United States Constitution**  
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13 18. Plaintiff incorporates by reference the allegations contained in the preceding  
14 paragraphs as though fully set forth herein.  
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16 19. Defendants' actions and refusals to accommodate Plaintiff's disability  
17 deprived him of his rights under the Due Process and Equal Protection  
18 Clauses of the United States Constitution.  
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21 **VI. PRAYER FOR RELIEF**  
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24 WHEREFORE, Plaintiff William Nelson respectfully requests that this Court:  
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- 2 A. Declare that Defendants' actions violated the ADA and the United States
- 3 Constitution;
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- 5 B. Enjoin Defendants from continuing their discriminatory practices and order
- 6 them to provide reasonable accommodations to Plaintiff;
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- 8 C. Award Plaintiff compensatory damages in an amount to be determined at
- 9 trial;
- 10
- 11 D. Award Plaintiff his reasonable attorneys' fees and costs incurred in bringing
- 12 this action;
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- 14 E. Grant such other and further relief as the Court deems just and proper.

15 **VII. DEMAND FOR JURY TRIAL**

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17 Plaintiff demands a trial by jury on all issues so triable.

18 Respectfully submitted,

19 Presented by:

20 WILLIAM NELSON

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24 WILLIAM NELSON

25 Pro Se for Plaintiff